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April 29, 2002

"Express Mail" mailing number.: ET871448814US

Date of Deposit April 29, 2002

I hereby certify that this paper and all papers and fees referred to herein are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to the Commissioner of Patents, c/o U.S. Patent and Trademark Office, BOX SEQUENCE, P.O. Box 2327, Arlington, Virginia 22202.

Holly A. Wolfe

Commissioner for Patents
 c/o United States Patent and Trademark Office
 BOX SEQUENCE
 P.O. Box 2327
 Arlington, Virginia 22202

Re: U.S. Patent Application Serial No. 10/000,151 for HUMAN KCR1
 REGULATION OF HERG POTASSIUM CHANNEL BLOCK
 Our File No.: 1242/49/2

Sir:

Enclosed please find the following:

1. Preliminary Amendment and Response to Notice to File Missing Parts of Non-provisional Application (3 pages) with copy of Notice;
2. An original executed Declaration (2 pages);
3. An executed Assignment (2 pages);
4. Recordation Form Cover Sheet (Form PTO-1595) (1 page in duplicate);
5. Nine (9) sheets of formal drawings and related drawings transmittal;
6. Paper and Computer Readable Copies of the Sequence Listing, along with a

Commissioner for Patent

April 29, 2002

Page 2

Statement that Sequence Listing and Computer Readable Copy are the Same, and a copy of the Raw Sequence Listing Error Report;

7. Fee Transmittal (Form PTO/SB/17) in duplicate; and
8. A return-receipt postcard to be returned to our offices with the U.S. Patent and Trademark filing stamp thereon

Please contact our offices if there are any questions with this matter.

The Commissioner is hereby authorized to charge any fees associated with the filing of this correspondence to Deposit Account Number 50-0426.

Respectfully submitted,

JENKINS & WILSON, P.A.



Arles A. Taylor, Jr.

Registration No. 39,395

Customer No. Bar Code Label:



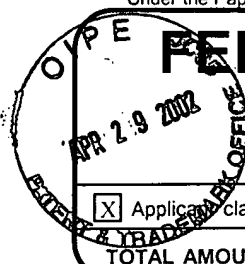
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PATENT TRADEMARK OFFICE

1242/49/2

Enclosures

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.



FEE TRANSMITTAL for FY 2002

Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) **160.00**

Complete if Known

Application Number	10/000,151
Filing Date	October 30, 2001
First Named Inventor	Jeffrey R. Balser
Examiner Name	Unassigned
Group Art Unit	
Attorney Docket No.	1242/49/2

METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None

☒ Deposit Account:

Deposit Account Number: **50-0426**
Deposit Account Name: **Jenkins & Wilson, P.A.**

The Commissioner is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☐ Credit any overpayments
☐ Charge any additional fee(s) during the pendency of this application
☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
101 740	201 370	Utility filing fee	
106 330	206 165	Design filing fee	
107 510	207 255	Plant filing fee	
108 740	208 370	Reissue filing fee	
114 160	214 80	Provisional filing fee	

SUBTOTAL (1) (\$) **0.00**

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Extra Claims Fee from below Fee Paid
Total Claims -20** = X =
Independent Claims -3** = X =
Multiple Dependent =

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
103 18	203 9	Claims in excess of 20	
102 84	202 42	Independent claims in excess of 3	
104 280	204 140	Multiple dependent claim, if not paid	
109 84	209 42	** Reissue independent claims over original patent	
110 18	210 9	** Reissue claims in excess of 20 and over original patent	

SUBTOTAL (2) (\$) **0.00**

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
105 130	205 65	Surcharge - late filing fee or oath	65.00
127 50	227 25	Surcharge - late provisional filing fee or cover sheet	
139 130	139 130	Non-English specification	
147 2,520	147 2,520	For filing a request for ex parte reexamination	
112 920*	112 920*	Requesting publication of SIR prior to Examiner action	
113 1,840*	113 1,840*	Requesting publication of SIR after Examiner action	
115 110	215 55	Extension for reply within first month	55.00
116 400	216 200	Extension for reply within second month	
117 920	217 460	Extension for reply within third month	
118 1,440	218 720	Extension for reply within fourth month	
128 1,960	228 980	Extension for reply within fifth month	
119 320	219 160	Notice of Appeal	
120 320	220 160	Filing a brief in support of an appeal	
121 280	221 140	Request for oral hearing	
138 1,510	138 1,510	Petition to institute a public use proceeding	
140 110	240 55	Petition to revive - unavoidable	
141 1,280	241 640	Petition to revive - unintentional	
142 1,280	242 640	Utility issue fee (or reissue)	
143 460	243 230	Design issue fee	
144 620	244 310	Plant issue fee	
122 130	122 130	Petitions to the Commissioner	
123 50	123 50	Processing fee under 37 CFR 1.17(q)	
126 180	126 180	Submission of Information Disclosure Stmt	
581 40	581 40	Recording each patent assignment per property (times number of properties)	40.00
146 740	246 370	Filing a submission after final rejection (37 CFR § 1.129(a))	
149 740	249 370	For each additional invention to be examined (37 CFR § 1.129(b))	
179 740	279 370	Request for Continued Examination (RCE)	
169 900	169 900	Request for expedited examination of a design application	

Other fee (specify) _____

*Reduced by Basic Filing Fee Paid SUBTOTAL (3) (\$) **160.00**

SUBMITTED BY

Name (Print/Type)	Arles A. Taylor, Jr.	Registration No. (Attorney/Agent)	39,395	Telephone	919-493-8000
Signature	<i>Arles A. Taylor, Jr.</i>	Date	April 29, 2002		

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



05.-01-02 10000151-042902 Page 1 of 2

MP/13

UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/000,151	10/30/2001	Jeffrey R. Balser	1242/49/2

CONFIRMATION NO. 8248

FORMALITIES LETTER



OC000000007371005

25297
JENKINS & WILSON, PA
3100 TOWER BLVD
SUITE 1400
DURHAM, NC 27707

Date Mailed: 01/28/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 65.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - drawings submitted to the Office are not electronically reproducible. Drawing sheets must be submitted on paper which is flexible, strong, white, smooth, non-shiny, and durable (see 37 CFR 1.84(e));
- A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 C.F.R. 1.822 and/or 1.823, as indicated on the attached copy of the marked -up "Raw Sequence Listing." Applicant must provide a substitute computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d).

05/03/2002 BABRAHA1 00000030 500426 10000151

01 FC:205 65.00 CH

- **For Rules Interpretation, call (703) 308-4216**
- **To Purchase PatentIn Software, call (703) 306-2600**
- **For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov**

Y.G.

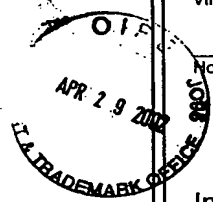
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

10000151-1042912

"Express Mail" mailing number.: ET871448814US
Date of Deposit April 29, 2002
I hereby certify that this paper and all papers and fees referred to herein are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to the Commissioner of Patents, c/o U.S. Patent and Trademark Office, BOX SEQUENCE, P.O. Box 2327, Arlington, Virginia 22202

PATENT



Holly A. Wolfe
Holly A. Wolfe

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Balser et al.

Examiner: Not Assigned

Application No.: 10/000,151

Group Art Unit: Not Assigned

Filed: October 30, 2001

Docket No.: 1242/49/2

Confirmation No.: 8248

For: HUMAN KCR1 REGULATION OF HERG POTASSIUM CHANNEL BLOCK

Commissioner for Patents
c/o United States Patent and Trademark Office
BOX SEQUENCE
P.O. Box 2327
Arlington, Virginia 22202

TRANSMITTAL OF FORMAL DRAWINGS

Dear Sir:

Please find enclosed a new set of formal drawings (9 sheets) for filing in the above-identified U.S. Patent Application.

The Commissioner is hereby authorized to charge any deficiencies of payment associated with the filing of this correspondence to Deposit Account No. **50-0426**.

Respectfully submitted,

JENKINS & WILSON, P.A.

Date: April 29, 2002

By: *Arles A. Taylor, Jr.*
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Holly A. Wolfe

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Balser et al.

Examiner: Not Assigned

Application No.: 10/000,151

Group Art Unit: Not Assigned

Filed: October 30, 2001

Docket No.: 1242/49/2

Confirmation No.: 8248

For: HUMAN KCR1 REGULATION OF HERG POTASSIUM CHANNEL BLOCK

**STATEMENT THAT SEQUENCE LISTING AND
COMPUTER READABLE COPY ARE THE SAME**

Commissioner for Patents
c/o United States Patent and Trademark Office
BOX SEQUENCE
P.O. Box 2327
Arlington, Virginia 22202

Sir:

In accordance with 37 C.F.R. §1.821(f), applicants hereby state that the Sequence Listing information recorded in computer readable form is identical to the written Sequence Listing (on paper or compact disc).

The Commissioner is hereby authorized to charge any deficiencies of payment associated with the filing of this correspondence to Deposit Account No. 50-0426.

Respectfully submitted,

JENKINS & WILSON, P.A.

Date:

April 29, 2002

By:

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